

MINUTES
BOARD OF EXAMINERS
OF CONSTABLES
MEETING
WEDNESDAY
JULY 18, 2018
10:30 A.M.
TATNALL BUILDING
150 MARTIN L. KING, JR. BOULEVARD SOUTH
ROOM 112
DOVER, DE

I. Call to Order

Maj. Hudson called the meeting to order at 1035 hours. The meeting was recorded and the Professional Licensing Section will maintain the records.

The following members of the Board of Examiners were in attendance:

Major Robert A. Hudson, II – Proxy
Ralph K. Durstein, III, Esquire
Captain Diane Smith
Chief William E. Bryson
Mr. John F. Tharan

The following members of the Board of Examiners were absent:

Lieutenant Colonel Monroe B. Hudson, Jr. – Designated Representative

The following staff members were in attendance:

Rae Mims, Esquire
Lieutenant Kerry B. Reinbold – Professional Licensing Section
Sergeant Dana M. Berry – Professional Licensing
Ms. Peggy L. Anderson – Professional Licensing Section
Mr. Christopher J. Scott – Professional Licensing
Mr. Michael Terranova – DTCC Representative

The following staff members were absent:

Captain S. Benjamin Parsons – State Bureau of Identification

The following guests were in attendance:

Mr. Walter Beaupre
Mr. Jeffrey R. Hale
Mr. Alan Ellingsworth
Mr. Lincoln Hohler
Mr. Barry Jones
Mr. Jeffrey Horvath
Mr. Dan Shelton
Mr. Michael A. Fontello – in @ 1037 & out @ 1054
Ms. Arneice Ritchie – in @ 1042 – did not sign in

II. Review and Acceptance of Minutes

A. May 14, 2018

Ms. Anderson stated that these minutes were not completely finished, therefore, they will be tabled until the next meeting.

III. New Commissions

Ms. Anderson requested that the Board approve the following New Commissions in various groups as some individuals are still in need of taking some courses/tests and the missing documentation will be listed under their name in the minutes. The Board agreed. Per the Board's prior request, all Constable Entities will be notified of any traffic charges as the constables will be driving their entity's vehicles.

A. A.I. DuPont Hospital for Children

1. Michael A. Gallo
2. Stanford M. Henry
3. Ryan X. Mara

Chief Bryson, with a second by Mr. Tharan, made a motion to approve A.1-3, as presented, for new Constable Commissions. The motion was carried.

B. Capital School District

2. Barry C. Gaines, Sr.
4. Michael J. McGee
10. Brian A. Settle

Chief Bryson, with a second by Mr. Tharan, made a motion to approve B.2, 4, & 10, as presented, for new Constable Commissions. The motion was carried.

1. Daniel J. Duke
 - DATE Retirement Date
 - Orientation Overview

Chief Bryson, with a second by Mr. Tharan, made a motion to approve B.1 for new Constable Commission – pending. The motion was carried.

Mr. Fontello arrived @ 1037

6. Phillip J. Pitt
 - Letters of Reference – Sent names only 07/13/18 – will get letters 07/17/18
 - 07/17/18 – Two
 - 07/18/18 – Two
 - Orientation Overview

Mr. Durstein, with a second by Chief Bryson, made a motion to approve B.6 for new Constable Commission – pending. The motion was carried.

9. William R. Russell
 - Proof of Experience
 - Orientation Overview

Chief Bryson, with a second by Mr. Tharan, made a motion to approve B.9 for new Constable Commission – pending. The motion was carried.

3. Jeffrey B. Matthews
5. Gerald R. Perry
7. Alan W. Rembold
11. David W. Taulbee
12. Joshua P. Worrell
 - Orientation Overview

Chief Bryson, with a second by Mr. Tharan, made a motion to approve B.3, 5, 7, 11 & 12 for new Constable Commissions – pending. The motion was carried.

8. Anthony C. Roper
 - Letters of Reference

Chief Bryson, with a second by Mr. Tharan, made a motion to approve B.8 for new Constable Commission – pending. The motion was carried.

C. Christiana Care Health System

2. Andrew J. Brady
3. Scott M. Galbreath, Jr.
4. Marques R. Gantt
6. Lauren E. Murphy
7. Jordan L. New
8. Jesse D. O'Neill
9. James G. Silvasy, Jr.

10. Daniel S. Smith
11. Todd M. Wiant

Mr. Durstein, with a second by Chief Bryson, made a motion to approve C.2 - 4 & 6 – 11, as presented, for new Constable Commissions. The motion was carried.

Ms. Anderson informed the Board that C.7, 8 & 11 had been tabled from the 05/24/18 meeting to attend the Academy.

1. Richard C. Blaasch

- Orientation Overview

Chief Bryson, with a second by Mr. Tharan, made a motion to approve C.1 for new Constable Commission – pending. The motion was carried.

5. Anthony J. Martin
 - Proof of Experience
 - MMPI/PAI
 - Orientation Overview

Chief Bryson, with a second by Mr. Tharan, made a motion to approve C.5 for new Constable Commission – pending. The motion was carried.

D. Colonial School District

1. Andre Brown

Mr. Durstein, with a second by Mr. Tharan, made a motion to approve D.1, as presented, for new Constable Commission. The motion was carried.

2. Zorada S. McFadden
 - Exam

Chief Bryson, with a second by Mr. Tharan, made a motion to approve D.2 for new Constable Commission – pending. The motion was carried.

E. RI International

1. Michael G. Kunz
 - Currently with CCHS

Chief Bryson, with a second by Mr. Tharan, made a motion to approve E.1, as presented, for new Constable Commission. The motion was carried. FYI – Mr. Kunz is currently a constable for CCHS.

- F. Wesley College Inc.
 - 1. Angela E. Fowler
 - 2. Lloyd L. Stafford

Chief Bryson, with a second by Mr. Durstein, made a motion to approve F.1-2, as presented, for new Constable Commission. The motion was carried. FYI – Ms. Fowler & Mr. Stafford were denied at the 05/24/18 meeting and were required to attend the Academy.

IV. New Entities

Ms. Ritchie arrived @ 1042

A. Brandywine School District (*Exhibit A*)

Mr. Lincoln Hohler apologized for not attending the 05/24/18 Board Meeting. He stated that Ms. Anderson had done her due diligence in regards to informing him of the meeting.

Currently, DSP and Wilmington PD have SRO's in the school district, but the constables would begin in the elementary through grade 9 schools, starting out with two constables.

After discussion, Chief Bryson, with a second by Mr. Tharan, made a motion to approve Brandywine School District for Constable Positions. The motion was carried.

B. P.T.S. Constable Agency (*Exhibit B*)

Ms. Anderson refreshed the Board that this entity was tabled at the 05/24/18 meeting. Lt. Reinbold spoke that this entity wanted to transport mental patients and also to contract themselves out to various schools. With this request, it was recommended that legal counsel be present for discussion.

DAG Mims stated that individuals do not have to be constables to transport patients, per Title 16 § 5001(7) of the Delaware Code. As for providing roving constables to various schools, that is too far removed from the law for the Board to approve this type of situation.

Mr. Michael Fontello stated that he was seeking mainly to perform mental patient transport. The thought was to serve private, not public schools. He saw a possible need for this, but if there is a problem then he will not pursue that service.

DAG Mims stated that it is preferred that the entities individually appear before the Board at which time they may request that P.T.S. be considered for providing constable services to them.

After discussion, Chief Bryson, with a second by Mr. Durstein, made a motion to approve P.T.S. Constable Agency, for mental transport constable positions ONLY. The motion was carried.

Mr. Fontello left @ 1054

V. Terminations/Resignations

A. A.I. DuPont Hospital for Children

1. Robert L. Gallo

B. Bayhealth

1. Francis J. Taormina

C. Delaware Technical Community College

1. Brian G. Henry, Sr.
2. Joseph T. Olson

D. Wesley College Inc.

1. Michael J. McGee

Ms. Anderson informed the Board that A – D, inclusive, is for informational purposes only. No vote necessary.

VI. Issues/Concerns/Pending/FYI

A. A.I. DuPont Hospital for Children

1. Paul A. Chickadel
 - Orientation Overview – 12/14/17
2. Mark D. Perloff
 - Orientation Overview – 05/25/18

Ms. Anderson informed the Board that A.1 – 2 is for informational purposes only. No vote necessary.

B. Christiana Care Health System

1. Christian D. Stamm
 - Hire Letter
 - In-Service by 08/15/18

Ms. Anderson informed the Board that B.1 still has not provided the letter of intent to hire, and, the 2018 In-Service is not ready and requested that the Board consider moving the deadline for Mr. Stamm.

After discussion with Mr. Terranova on a projected completion date, Chief Bryson, with a second by Mr. Tharan, made a motion to move the deadline to 09/30/18. The motion was carried.

C. Delaware Technical Community College

1. Gregory D. Kies
 - Orientation Overview – 05/24/18

Ms. Anderson informed the Board that C.1 is for informational purposes only. No vote necessary.

D. Red Clay Consolidated School District

1. John G. Selvaggi
 - Orientation Overview – 06/12/18
 - Exam – 06/08/18 – No Show

Ms. Anderson informed the Board that D.1 has completed the Orientation Overview, but has not completed the Exam, was scheduled for 06/08/18 but was a no show. This is for informational purposes only. Not vote necessary.

E. RI International

1. Courtney J. Hutt
 - Hire Letter
 - 2 Hour Course, Criminal Law -06/19-20/18
 - Orientation Overview -06/07/18
 - MMPI/PAI
 - Exam – 07/12/18

Ms. Anderson informed the Board that E.1 has completed the Criminal Law course, Orientation Overview, and the Exam, but has not provided the letter of intent to hire or proof of the MMPI/PAI. This is for informational purposes only. Not vote necessary.

F. Sussex County Council Sheriff's Office

1. Thomas E. Lee
 - Orientation Overview – 06/07/18

Ms. Anderson informed the Board that F.1 is for informational purposes only. No vote necessary.

G. Sussex Academy of Arts & Sciences, Inc.

1. Mark J. Albert
 - Orientation Overview – 06/06/18

Ms. Anderson informed the Board that G.1 is for informational purposes only. No vote necessary.

H. Wesley College Inc.

1. Walter F. Beaupre, Jr.
 - 4 Classes:
 - Laws of Arrest – 06/18 & 22/18
 - Criminal Law/Sex Crimes/Criminal Investigation – 06/19-20/18
 - 4th Amendment/Search & Seizure – 06/20 & 07/06/18
 - Exam – 07/12/18

- MMPI/PAI – 07/09/18
2. Erika L. Hodges-Baines
 - 4 Classes:
 - Laws of Arrest – 06/18 & 22/18
 - Criminal Law/Sex Crimes/Criminal Investigation – 06/19-20/18
 - 4th Amendment/Search & Seizure – 06/20 & 07/06/18
 - Exam – 07/12/18
 - MMPI/PAI – 07/09/18
 - Proof of Experience – February 2007 (07/17/18)
 3. Michael G. McGee
 - Orientation Overview – 06/04/18
 - Exam – 06/08/18
 4. Erik W. Sasse
 - MMPI/PAI – 07/17/18

Ms. Anderson informed the Board that H.1 – 4, inclusive, is for informational purposes only. No vote necessary.

- VII. Rule 4.0 – Badges & Vehicle Markings
 - A. Wesley College Inc. (*Exhibit C*)
 1. Badge

Mr. Durstein, with a second by Mr. Tharan, made a motion to approve A.1 as presented for Wesley College Inc. The motion was carried.

- VIII. Old Business
 - A. Professional Licensing
 1. Commissions
 - Notary, Oath of Office & Recorder of Deeds

Ms. Anderson refreshed the Board that at the 05/24/18 meeting, it was determined that once the constable commissions had been notarized and recorded at the Recorder of Deeds, in their respective County, proof of this being completed was to be sent to the Professional Licensing Section.

Ms. Anderson passed around the “Note” that is included with every commission that goes out of Professional Licensing. DAG Mims reviewed the wording on the commissions and changed the status of where they must be notarized, moving it from the county in which the individual lives to the county of employment.

It was asked how the completion was to be determined and the time frame for providing this proof. After discussion, a copy of the notarized and stamped page by the Recorder of Deeds is to be returned, within 30 days from receipt of the commission, to the Professional Licensing Section.

It was requested that an internal SOP be completed and report back with it, and any updates, at the next Board meeting.

2. Training
a. Academy (*Exhibit D*)

Lt. Reinbold spoke highly of the students, in this past Academy class, to the entity leadership. Very impressed with their intelligence and the caliber of each individual and views them as an asset to the industry.

Mr. Terranova also spoke of those individuals that were integrated into the full academy requiring specific classes. This should be something to definitely consider in future academies.

b. In-Service

Mr. Terranova spoke that the 2018 In-Service would hopefully be up and running shortly after August 7, 2018, when the taping should be finalized. It will be a 3-4 hour block of video and exam. Certificates will be mailed to the entities when an individual has completed the exam, with copies being sent to the Professional Licensing Section. Once the In-Service is open, it will remain open until just before the Holiday Break, in December. An email will be sent to all entity leadership with the 2018 In-Service if up and running.

Major Hudson apologized that introductions were not done at the beginning of the meeting, but asked that everyone introduce themselves, starting with the Board members.

B. Board Members

Ms. Anderson, at the request of DAG Mims, asked how the Board wished the Professional Licensing Section is to receive confirmation that the MMPI/PAI had been completed. Several types of redacted forms/letters were passed around for review.

After discussion, it was determined that a form should be developed with the name of the applicant, DOB, name of the person administering the test, the type of test, and date of the test. The Board would like to review it at their next meeting.

C. Lieutenant Colonel

Lt. Colonel Hudson did not send any Old Business at this time.

IX. New Business

A. Professional Licensing

Professional Licensing did not have any New Business at this time.

B. Board Members

The Board members did not have any New Business at this time.

C. Lieutenant Colonel

Major Hudson wanted to thank all the organizations that helped, were in attendance, or showed their support, during the passing of Master Corporal Bill Matt in honoring him and his family. Unfortunately, he was set to retire in December 2018, after 30 years of Service.

X. Public Comment (At the discretion of the Chair)

Ms. Ritchie asked about Mr. Michael G. Kunz's constable status. She was informed that he had been approved earlier in the meeting.

XI. Adjournment

A. Next Meeting

1. December 2018 @ 10:00am

There may be the possibility of another meeting being held before December 2018, if there is a need for additional constables before the Annual Meeting.

Mr. Durstein, with a second by Mr. Tharan, made a motion to adjourn the meeting at 1125 hours. The motion was carried.